

RECEIVED

DEC 22 1998

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

December 21, 1998

Magalie Roman Salas, Esquire
Secretary
Federal Communications Commission
Room 222
445 12th Street, S.W.
Washington, DC 20554

Dear Ms. Salas,

Enclosed is an original and four copies of a Petition for Rule Making to amend the FM table of allotments for a new FM broadcast station for Neihart, Montana.

Sincerely,



Victor A. Michael Jr.
President
Mountain West Broadcasting
6807 Foxglove Drive
Cheyenne, Wyoming 82009

307-778-9318

No. of Copies rec'd 074
List ABCDE

MMB

RECEIVED

DEC 22 1998

FEDERAL COMMUNICATIONS COMMISSION
OFFICE OF THE SECRETARY

ORIGINAL

Before the

FEDERAL COMMUNICATIONS COMMISSION

Washington, DC 20554

In the matter of:

Amendment of Section 73.202 (b)

Table of Allotments

FM Broadcast Stations

(Neihart, Montana)

)
)
)
)
)
)
)

RM-_____

PETITION FOR RULE MAKING

In this petition, Mountain West Broadcasting is hereby requesting to allot channel 246C2 (97.1 Mhz) to Neihart, Montana as its first local FM allotment.

INTRODUCTION

1. This statement is a petition for rule making to allot FM channel 246C2 (97.1 Mhz) to Neihart and add it to the Commission's FM table of allotments, 73.202. The following will show the need for an FM channel and the effects the allotment of Channel 246C2 to Neihart will have.

DISCUSSION

2. Neihart is located in central Montana. It is also located within Cascade County, a county of some 77,691 persons. Neihart has a population of 53 persons in accordance with the U.S. 1990 census.

3. The allotment of channel 246C2 to Neihart will provide the first local broadcast facility to the community and/or the surrounding area. The closest FM allotment to Neihart is located at Great Falls, Montana. Great Falls is located 32 kilometers from Neihart.

It is obvious that from the above spacing that Neihart is presently without local FM service.

4. Neihart would greatly benefit from an FM allotment due to the fact there is no AM or FM broadcast facilities within 32 Kilometers of Neihart. Because of this, it would have an outlet for local self expression. Health and safety for the community would be increased due to having a local communications outlet for warning the Neihart area of emergency conditions caused by severe weather or other health hazards.

5. Channel 246C2 can be allotted to Neihart and meet all rules and requirements of the Commission. The instant proposal will not cause a change in the channel number or a deletion of any channel now appearing in the Commission's table of allotments 73.202.

	<u>Present</u>	<u>Proposed</u>
Neihart, Montana	-----	246C2

6. In accordance with 73.207 of the Commission's rules, "Minimum Distance Separations between Stations", all allotments on Channel 246C2 and the pertinent adjacent channels to 246C2 have been studied with the results listed in Figure 1 of this petition. The geographic coordinates used for the spacing

Study (N 46 - 56' - 18", W. 110 - 44' - 18") are that of a site located within the community of Neihart. No site restriction will be required to allot channel 246C2 to Neihart. Many suitable transmitter sites are available to provide city grade coverage (3.16 mv/m or 70 dbu) to the entire community of Neihart. These sites would also provide full minimum spacing requirements to other allotments.

CONCLUSION

7. It has been shown that Neihart would benefit from the allotment of channel 246C2. It has also been shown that channel 246C2 can be allotted to Neihart and meet all rules regarding spacing from other stations. Considering these two facts, Mountain West Broadcasting hereby requests that the Federal Communications Commission institute a Rule Making proceeding to amend the Table of Allotments to include channel 246C2 for Neihart, Montana , 73.202.

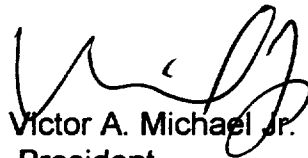
8. Should channel 246C2 be allotted to Neihart I certify that I will file an application for a Construction Permit to operate an FM station for Neihart, Montana.

CERTIFICATION

9. I certify that I have prepared or directly supervised the preparation of this entire Petition for Rule Making, and that the facts contained within are true to the best of my knowledge, information and belief, accurate and true.

Dated: December 21, 1998

Respectfully submitted,



Victor A. Michael Jr.
President
Mountain West Broadcasting
6807 Foxglove Drive
Cheyenne, WY 82009

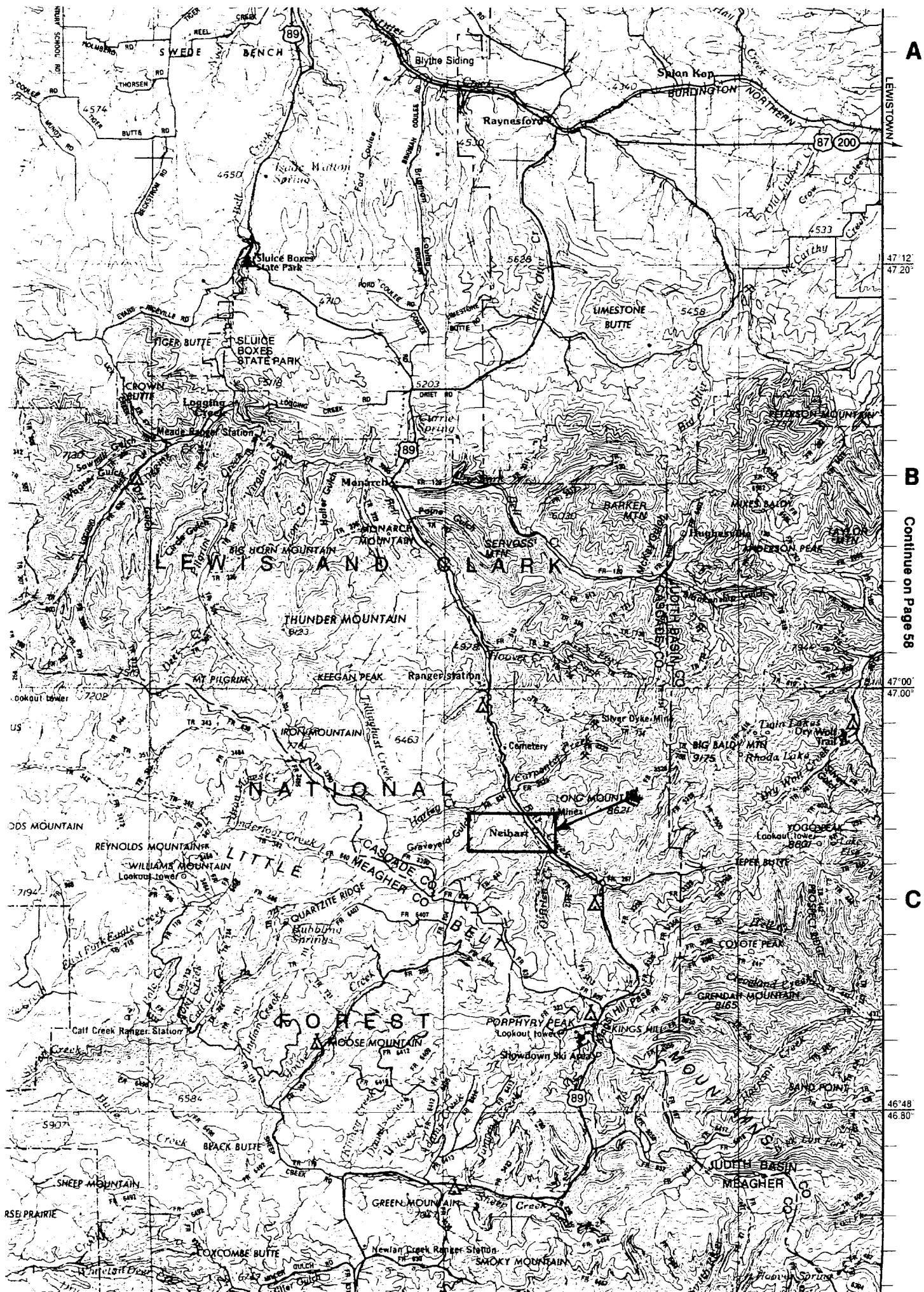
307-778-9318

MAPFM search of channel 246C2 (97.1 MHz), at N. 46 56 18, W. 110 44 18.

Searching Channel 246C2 (97.1 MHz):

CALL	CITY	ST	CHN	CL	S	DIST	SEPN	BRNG	CLEARANCE
KQRV	Deer Lodge	MT	245	C1	A	193.6	158.0	241.3°	35.6
ALC	Billings	MT	246	C2	U	218.9	190.0	126.6°	28.9
ALC	Kalispell	MT	246	C	U	298.4	249.0	293.6°	49.4
K246AC	Helena	MT	246	D	L	74.9	0.0	260.4°	74.9
KALS	Kalispell	MT	246	C	L	298.4	249.0	293.6°	49.4
KKBR	Billings	MT	246	C2	L	218.8	190.0	126.5°	28.8
ALC	Livingston	MT	248	C1	U	142.5	79.0	182.1°	63.5
KPKX	Livingston	MT	248	C1	L	143.5	79.0	187.2°	64.5

FIGURE 1
CHANNEL SPACING STUDY
NEIHART, MONTANA
MOUNTAIN WEST BROADCASTING



A

B

Continue on Page 58

C